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13 FLURRY, INC.

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In re iPhone Application Litigation

Case No. 11-MD-02250-LHK

**CLASS ACTION**

**[PROPOSED] ORDER GRANTING  
MOBILE INDUSTRY DEFENDANTS'  
MOTION TO DISMISS FIRST AMENDED,  
CONSOLIDATED CLASS ACTION  
COMPLAINT**

1           The Motion to Dismiss Plaintiffs' First Amended, Consolidated Class Action Complaint  
 2 presented by Defendants AdMarvel, Inc., AdMob, Inc., Flurry, Inc., Google Inc., and Medialets, Inc.  
 3 (the "Mobile Industry Defendants") was heard on March 29, 2012 at 1:30 p.m. by this Court. Having  
 4 considered all papers filed in support of and in opposition to the Motion, oral argument of counsel,  
 5 and all other pleadings and papers on file herein, the Court finds as follows:

6           1.       Plaintiffs lack standing under Article III of the United States Constitution to pursue  
 7 their claims in this Court.

8           2.       Each of Plaintiffs' separate claims against the Mobile Industry Defendants fails to  
 9 state a claim upon which relief can be granted.

10           Good cause appearing therefor, **IT IS HEREBY ORDERED THAT:**

11           1.       The Mobile Industry Defendants' Motion to Dismiss Plaintiffs' First Amended,  
 12 Consolidated Class Action Complaint is **GRANTED**; and

13           2.       All claims for relief against the Mobile Industry Defendants are hereby **DISMISSED**  
 14 with prejudice without leave to amend.

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 16           Dated:

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17           The Honorable Lucy H. Koh  
 18           United States District Judge

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